REMARKS

Claims 1-3, 5-11, and 13-18 are pending in the present application. Claims 4 and 12 are cancelled. Claims 1 and 10 are amended. No new matter has been added. Claims 1-18 are rejected as follows: claims 1-3, 6, 7, 9-11, 14, 15 and 18 are rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,618,735 B1 to Krishnaswami et al ("Krishnaswami"); claims 4 and 12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Krishnaswami as applied to claims 1 and 10, and further in view of U.S. Patent No. 6,665,659 B1 to Logan ("Logan"); claims 5 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Krishnaswami as applied to claims 1 and 10 and further in view of U.S. Patent No. 5,991,760 to Gauvin et al ("Gauvin"); and claims 8 and 16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Krishnaswami as applied to claims 1 and 10 and further in view of U.S. Patent No. 5,909,429 to Satyanarayana et al ("Satyanarayana"). In view of the amendments and remarks presented herein, the undersigned respectfully traverses these rejections as set forth below.

Rejection of claims 1-3, 6, 7, 9-11, 14, 15 and 18 under 35 U.S.C. §102(e)

Claims 1-3, 6, 7, 9-11, 14, 15 and 18 under §102(e) as being unpatentable over U.S. Patent No. 6,618, 735 B1 to Krishnaswami et al ("Krishnaswami"). This rejection is respectfully traversed.

Independent claim 1 has been amended to include the limitation:

> wherein the step of redirecting to the install module comprises the steps of:
> modifying the address of the install module to include a parameter to
> indicate the remote location of the file;

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> producing, from the remote location, a request based on the modified
> address, and
> communicating the request to the install module in the login page
> that instantiated the file at the remote location

Independent claim 10 has been amended to include the limitation:

> wherein said redirect module modifies the address of said install module to
> include a parameter to indicate the remote location of the file, wherein the remote
> location produces a request based on the modified address, and wherein said
> remote location communicates the request to said install module in the login page
> that instantiated the file at the remote location;

As the Office Action notes:

> Krishnaswami et al does not teach that the step of redirecting to the install module
> comprises modifying the address of the install module to include a parameter to
> indicate the remote location of the file. Krishnaswami et al does not teach that the
> step of redirecting to the install module comprises producing, from the remote
> location, a request based on the modified address. Krishnaswami et al does not
> teach that the step of redirecting to the install module comprises communicating
> the request to the install module in the login page that instantiated the file at the
> remote location.

In light of the amendments to independent claims 1 and 10, Krishnaswami fails to teach each and

every element of the claimed invention, thereby negating the rejection under §102(e). Therefore,

the undersigned respectfully requests that the rejection of independent claims 1 and 10 and

claims and all claims depending therefrom be reconsidered and withdrawn.

Rejection of claims 4 and 12 under 35 U.S.C. § 103(a)

Claims 4 and 12 are rejected under §103(a) as being unpatentable over U.S. Patent No.

6,618, 735 B1 to Krishnaswami et al ("Krishnaswami") as applied to claims 1 and 10 above, and

further in view of U.S. Patent No. 6,665,659 B1 to Logan. Dependent claims 4 and 12 have been

cancelled in this response. However, regarding the rejection of the subject matter of claims 4

and 12, the Office has failed to meet its *prima face* burden with regard to obviousness. The

Office has failed to show a motivation to combine Krishnaswami and Logan to teach all of the elements of the present application. On page 5 of the Office Action, the Office asserts:

> Logan teaches modifying the address of an install module to include a parameter to indicate the remote location of the file. Logan teaches redirecting to an install module comprises producing, from the remote location, a request based on the modified address. Logan teaches redirecting to an install module comprises communicating the request to the install module in the login page that instantiated the file at the remote location.

While the Office cites column 8, lines 40-51 in support of the assertion, the undersigned respectfully disagrees. For example, Logan in combination with Krishnaswami does not teach at least *communicating the request to the install module in the login page that instantiated the file at the remote location.* Specifically, for example, the use of the install module in the login page is not taught by Krishnaswami and Logan. Therefore each and every claim element is not taught by the combination of art rendering claims 4 and 12 obvious.

Further, assuming *arguendo* that all elements are taught by Krishnaswami and Logan, it appears that the Office has used improper hindsight to combine these references. Logan is directed toward distributing and using metadata via the internet whereas Krishnaswami is directed toward protecting shared files. The Office has failed to offer proper motivation to combine the teachings of Logan and Krishnaswami to teach the elements of the present application which is directed toward a system and method for automatically detecting and self-repairing corrupt, modified or non-existent files using a communication medium. Accordingly, the undersigned kindly requests that the rejection of claims 4 and 12 under §103(a) be reconsidered and withdrawn.

Rejection of claims 5 and 13 under 35 U.S.C. § 103(a)

Claims 5 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Krishnaswami as applied to claims 1 and 10 and further in view of U.S. Patent No. 5,991,760 to Gauvin et al ("Gauvin"). However, in light of the present amendments and the arguments presented in the preceding sections, this combination of art fails to teach each and every element of independent claims 1 and 10. Therefore, for at least the reasons presented in this response, the undersigned respectfully request that the rejection of claims 5 and 13 as obvious under 35 U.S.C. §103(a) be reconsidered and withdrawn in light of the arguments presented in this response.

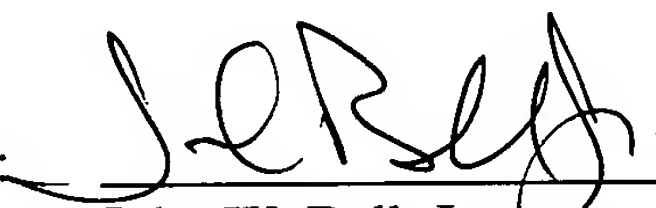## Rejection of claims 8 and 16 under 35 U.S.C. § 103(a)

Claims 8 and 16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Krishnaswami as applied to claims 1 and 10 and further in view of U.S. Patent No. 5,909,429 to Satyanarayana et al ("Satyanarayana"). However, in light of the present amendments and the arguments presented in the preceding sections, this combination of art fails to teach each and every element of independent claims 1 and 10. Therefore, for at least the reasons presented in this response, the undersigned respectfully request that the rejection of claims 8 and 16 as obvious under 35 U.S.C. §103(a) be reconsidered and withdrawn in light of the arguments presented in this response.

CONCLUSION

Should the Examiner have any comments, questions or suggestions of a nature necessary to expedite prosecution of the application, the Examiner is courteously requested to contact the undersigned representative at the number listed below. Furthermore, if any additional fees are required in connection with the filing of this response, the Commissioner is hereby authorized to charge the same to Deposit Account No. 501458.

Respectfully submitted,

Date: 10\18\06

By: John W. Ball, Jr.
Registration No. 44,433

KILPATRICK STOCKTON LLP
Suite 900
607 14th Street, N.W.
Washington, D.C. 20005
(202) 508-5800 (phone)
(202) 508-5858 (fax)

US2000 9503014.1